

The actions delineated below were taken in open session of the EPSB at the August 18, 2003 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape in the permanent records of the EPSB, 1024 Capital Center Drive, Suite 225, Frankfort, KY 40601.

**Education Professional Standards Board (EPSB)
Summary Minutes of the Business Meeting
Best Western Hotel
Frankfort, Kentucky
August 18, 2003**

Members Present:

Doris Barlow
Eugene Binion
Dan Branham
Ron Bryan (for Gene Wilhoit)
Lydia Coffey
Joy Gray
Arthur Green
Penny Robinson
Wilson Stone
Tom Stull
Ellie Thompson
Charlie Wade (for Jim Applegate)
Mark Wasicsko
Joe Welch

Members Absent:

Wally Campbell
Kristin Gregory
Cynthia Turner

Minutes

Call to Order

Chair Lydia Coffey called the meeting to order at 9:00 AM EST.

Amendment of Agenda

Motion made by Dr. Mark Wasicsko, seconded by Mr. Eugene Binion to amend the meeting agenda, adding Assessments for Occupation-based Career and Technical Education (OCTE) Certification and waiver requests for (1) Ms. Tonya Little –16 KAR 6:010, Section 4, Assessments for Special Education Certification and (2) Dr. Sam Evans, Dean, Western Kentucky University –16 KAR 5:040, Section 2 (c), Cooperating Teacher Eligibility Requirements, on behalf of Ms. Laura Pillow.

Vote: Unanimous

Swearing in of New Board Members

Ms. Brenda Allen swore in Dr. Dan Branham, Dean, Morehead State University and Mr. Wilson Stone, Local Board of Education representative.

Approval of Minutes

Motion made by Dr. Doris Barlow, seconded by Mr. Arthur Green, to approve the minutes of the June 16, 2003 EPSB meeting.

Vote: Unanimous

Open Speak

No requests were made for Open Speak.

Report of the Executive Director and Staff

Dr. Susan Leib introduced Dr. James Simpson as the Interim Director, Division of Certification. The following new deans were also introduced: Dr. Lucian Yates, Kentucky State University; Dr. Ronald Pelfrey, Midway College; and Dr. Robert Felder, University of Louisville.

As requested by the board at the August 2003 meeting, Dr. Leib distributed and reviewed a comparison of credit hours required by institutions in Elementary Education and English, and the median PRAXIS scores by institution, 2001-02

Dr. Leib reviewed with board members the following items:

- additional alternative route to certification information on Ms. Lisa Finney
- revised listing of school districts requesting participation in the Emergency Non-Certified School Personnel Program, 2003-04
- additional waiver information on Ms. Shannon McGuire
- Emergency Non-Certified Personnel Program Fourth Quarter Report, April 1 – June 30, 2003
- The National Governors' Association's report, *The Status of Teaching in Kentucky: Schools and Staff Survey 1999-2000*

Report of the Chair

Ms. Coffey announced that as discussed at the July retreat, all board meetings will now be conducted as a Committee of the Whole. Additionally, Ms. Coffey appointed the following board members to the Election of Officers Nominating Committee: Ms. Kristen Gregory, Chair, Mr. Tom Stull, Ms. Penny Robinson, and Dr. Wasicsko. The committee will make a recommendation at the September board meeting for chair and vice-chair of the EPSB.

Full Board Action Items

Technology Standard for Administrators, Notices of Intent

2003-88 *Motion made by Dr. Branham, seconded by Dr. Barlow, to approve the amendments to 16 KAR 7:020, 3:050, 3:010, 3:020, 3:030, and 3:040, incorporating the Technology Standards for School Administrators, Notices of Intent.*

Vote: Unanimous

2003-04 Meeting Dates and 2005 Annual Retreat Meeting Date

2003-89 *Motion made by Mr. Green, seconded by Ms. Gray, to approve the revised meeting calendar for 2003-04/July 2005 retreat meeting dates.*

Vote: Unanimous

Emergency Non-Certified Personnel Program Applications for 2003-04

2003-90 *Motion made by Ms. Robinson, seconded by Ms. Gray, to approve the Emergency Non-Certified Personnel Program Applications for 2003-04 for Anderson County, Ballard County, Barren County, Boone County, Boyle County, Burgin Independent, Butler County, Campbell County, Carter County, Casey County, Christian County, Covington Independent, Crittenden County, Eminence Independent, Erlanger-Elsmere Independent, Estill County, Franklin County, Gallatin County, Garrard County, Glasgow Independent, Grant County, Hancock County, Harrison County, Jefferson County, Lee County, Letcher County, Lincoln County, Logan County, Meade County, Morgan County, Owsley County, Paris Independent, Shelby County, Spencer County, Union County, Warren County, Washington County, West Point Independent, Wolfe County, and Woodford County Schools.*

Vote: Unanimous

Morehead State University – Alternative Route to Certification Proposal in Learning and Behavioral Disorders/Moderate and Severe Disabilities

2003-91 *Motion made by Ms. Gray, seconded by Ms. Robinson, to approve the Alternative Route to Certification Proposal in Learning and Behavioral Disorders/Moderate and Severe Disabilities, at Morehead State University*

Vote: Yes - 8

Abstain - 2 (Dr. Branham, Dr. Charles Wade)

Alternative Route to Certification Applications

2003-92 *Motion made by Dr. Wasicsko, seconded by Ms. Ellie Thompson, to deny, based on insufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in biological sciences, grades 9-12, for Ms. Jennifer Minigh. The board urges Ms. Minigh to enroll in an alternative route to certification program offered by a college or university.*

Vote: Unanimous

2003-93 *Motion made by Ms. Thompson, seconded by Ms. Gray, to deny, based on insufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in chemistry, grades 9-12, for Mr. Eric Cecil. The board urges Mr. Cecil to enroll in an alternative route to certification program offered by a college or university.*

Vote: Unanimous

2003-94 *Motion made by Dr. Wasicsko, seconded by Dr. Wade, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in physics, grades 9-12, for Mr. James Michael Ray. Additionally, the board denied, based on insufficient evidence of ten years' exceptional work experience, the application for provisional*

teaching certification in physics, grades 9-12, for Mr. Cecil. The board urges Mr. Cecil to enroll in an alternative route to certification program offered by a college or university.

Vote: Yes - 7

No - 3 (Mr. Joe Welch, Mr. Binion, Ms. Thompson)

2003-95 *Motion made by Dr. Branham, seconded by Mr. Binion, to deny, based on insufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in chemistry, grades 9-12, and physics, grades 9-12, for Ms. Lisa Finney. The board urges Ms. Finney to enroll in an alternative route to certification program offered by a college or university.*

Vote: Yes - 8

No - 2 (Dr. Wasicsko, Dr. Wade)

2003-96 *Motion made by Ms. Gray, seconded by Ms. Robinson, to deny, based on insufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in German, grades 9-12, for Ms. Andrea McChesney. The board urges Ms. McChesney to enroll in an alternative route to certification program offered by a college or university.*

Vote: Yes - 12

No - 1 (Dr. Wade)

2003-97 *Motion made by Dr. Wasicsko, seconded by Dr. Barlow, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in mathematics, grades 9-12, for Ms. Michelle Hook Harris.*

Vote: Unanimous

Waiver Requests

2003-98 *Motion made by Dr. Wasicsko, seconded by Ms. Gray, to approve the request of Ms. Lise Dames, to waive 16 KAR 2:120, Section 2 (2)(b), Renewal Requirements for Emergency Certification, and extend Ms. Dames' certificate to June 30, 2004.*

Vote: Yes - 8

No - 2 (Mr. Welch, Ms. Thompson)

2003-99 *Motion made by Dr. Barlow, seconded by Dr. Wasicsko, to approve the request of Ms. Shannon McGuire, to waive 16 KAR 2:160, Section 3, Renewal Requirements for Learning and Behavior Disorders Certification, and extend Ms. McGuire's certificate to June 30, 2004.*

Vote: Unanimous

- 2003-100** *Motion made by Ms. Gray, seconded by Ms. Thompson, to deny the request of Ms. Jill Quisenberry, to waive 16 KAR 4:040, Section 3, Renewal Requirements for One-Year Certificate.*
- Vote: Yes - 6
No - 2 (Mr. Green, Dr. Barlow)
Abstain - 2 (Dr. Wasicsko, Dr. Wade)
- 2003-101** *Motion made by Ms. Thompson, seconded by Ms. Gray, to deny the request of Ms. Michele Dunigan, to waive 16 KAR 8:020, and Master's Degree Requirement.*
- Vote: Yes - 7
No - 1 (Mr. Green)
Abstain - 2 (Dr. Wasicsko, Dr. Wade)
- 2003-102** *Motion made by Mr. Green, seconded by Mr. Binion, to approve the request of Mr. Anthony Whited, to waive 16 KAR 8:020, Master's Degree Requirement, and extend Mr. Whited's certificate to December 31, 2003.*
- Vote: Unanimous
- 2003-103** *Motion made by Dr. Wasicsko, seconded by Mr. Binion, to approve the request of Mr. Ken Zeoli, to waive 16 KAR 8:020, Master's Degree Requirement, and extend Mr. Zeoli's certificate to June 30, 2005 with the condition that 15 hours of coursework be completed by September 1, 2004. If these 15 hours are not completed by this date, Mr. Zeoli will have to request another waiver in order for his certificate to be extended beyond September 1, 2004.*
- Vote: Unanimous
- 2003-104** *Motion made by Mr. Binion, seconded by Ms. Thompson, to deny the request of Ms. Michelle K. Davis, to waive 16 KAR 6:010, Assessments for Special Education Certification.*
- Vote: Yes - 7
No - 3 (Ms. Gray, Ms. Robinson, Dr. Wade)
- 2003-105** *Motion made by Dr. Branham, seconded by Dr. Wade, to approve the request of Dr. Sam Evans, Western Kentucky University, on behalf of Ms. Laura Pillow, to waive 16 KAR 5:040, Section 2 (c), Cooperating Teacher Eligibility Requirements. Accordingly, Ms. Pillow may serve as a cooperating teacher at Briarwood Elementary for the Fall 2003 semester.*
- Vote: Unanimous

2003-106 *Motion made by Mr. Binion, seconded by Mr. Stull, to deny the request of Ms. Tonya Little, to waive 16 KAR 6:020, Section 4, Assessment for Special Education Certification.*

Vote: Yes - 7

No - 4 (Ms. Gray, Mr. Green, Ms. Robinson, Dr. Wade)

Assessments for Occupation-based Career and Technical Education (OTEC) Certification

2003-107 *Motion made by Mr. Binion, seconded by Ms. Gray, to approve a waiver permitting new non-certified OCTE teachers to have six months from their hire date to take the Pre-Professional Skills Test. The Division of Testing, Research, and Internship will monitor the waiver's implementation and will make a recommendation to the board at a later date as to whether to amend 16 KAR 6:020 to reflect the intent of this waiver.*

Vote: Unanimous

National Board for Professional Teaching Standards Mentoring Program Applications for 2003-04

2003-108 *Motion made by Mr. Green, seconded by Ms. Robinson, to approve the applications of Woodford County Schools and Anderson County Schools for the mentoring program utilizing NBPTS-certified teachers. (These two are in addition to the 19 approved at the June 2003 meeting.)*

Vote: Yes - 9

Abstain - 1 (Dr. Wade on Woodford County application)

Kentucky Teacher Internship Program (KTIP) Appeals

2003-109 *Motion made by Dr. Branham, seconded by Dr. Wasicsko, to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Ms. Rochelle Davis.*

Vote: Unanimous

2003-110 *Motion made by Dr. Wasicsko, seconded by Ms. Gray, to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Mr. Bob Ford.*

Vote: Unanimous

2003-111 *Motion made by Ms. Gray, seconded by Dr. Barlow, to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Ms. Aesha Hall.*

Vote: Unanimous

- 2003-112** *Motion made by Mr. Binion, seconded by Ms. Gray, to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Ms. Sarah Huisman.*
- Vote: Unanimous
- 2003-113** *Motion made by Dr. Wasicsko, seconded by Ms. Gray, to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Ms. Lena Mckay.*
- Vote: Unanimous
- 2003-114** *Motion made by Ms. Gray, seconded by Ms. Thompson, to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Mr. James Overfield.*
- Vote: Unanimous
- 2003-115** *Motion made by Mr. Binion, seconded by Dr. Branham, to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Ms. Karen Smith.*
- Vote: Unanimous
- 2003-116** *Motion made by Dr. Barlow, seconded by Ms. Gray, to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Ms. Kim Winters.*
- Vote: Unanimous

Kentucky Principal Internship Program (KPIP) Appeal

- 2003-117** *Motion made by Ms. Gray, seconded by Mr. Binion, to accept the recommendation of the KPIP Complaint Committee and uphold the "unsuccessful" finding for Mr. Eric LaRue.*
- Vote: Unanimous

**DISCIPLINARY MATTERS
EPSB MINUTES OF CASE REVIEW
August 18, 2003**

Motion made by Ms. Penny Robinson, seconded by Ms. Joy Gray to go into closed session for purpose of discussing proposed or pending litigation in accordance with KRS 61.801(c)&(j).

Vote: Unanimous

Motion made by Mr. Arthur Green, seconded by Mr. Eugene Binion to return to open session.

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Lydia Coffey, Arthur Green, Tom Stull, Doris Barlow, Joe Welch, Penny Robinson, Mark Wascisko, Ellie Thompson, Eugene Binion, Dan Branham, Wilson Stone and Charlie Wade.

Attorneys present were Brenda Dinkins Allen, Cynthia Clay Grohmann, Carole Catalfo and Robert S. Jones.

Initial Case Review

<u>Case Number</u>	<u>Decision</u>
03-0695	Defer
01-12169	Hear
03-0578	Dismiss Without Prejudice (<i>Binion recused</i>)
03-0579	Hear (<i>Binion recused</i>)
03-0339	Hear
03-0457	Dismiss Without Prejudice
03-0460	Admonish
03-0694	Dismiss
03-0461	Admonish
03-0107	Dismiss Without Prejudice
03-0465	Admonish (<i>Thompson recused</i>)
03-0566	Admonish
03-0580	Hear
03-0570	Admonish
03-0690	Hear
03-0582	Hear
03-0577	Hear
03-0575	Hear (<i>Thompson dissented</i>)
03-0691	Dismiss Without Prejudice
03-0685	Hear
03-0692	Dismiss Without Prejudice
03-07101	Admonish
03-0686	Dismiss
03-0568	Dismiss
03-0697	Dismiss Without Prejudice (<i>Welch dissented</i>)
03-0573	Admonish
03-0572	Admonish
03-0569	Dismiss
03-0574	Dismiss Without Prejudice
03-0683	Dismiss Without Prejudice (<i>Welch and Robinson dissented</i>)
03-0693	Defer
03-0576	Dismiss
03-0689	Defer
03-0571	Admonish
03-0696	Defer

99-06174	Dismiss
99-0227	Dismiss
99-0226	Dismiss
00-09197	Dismiss (<i>Binion recused</i>)
00-11252	Dismiss
97-07152	Dismiss
02-0214	Defer
96-07156	Dismiss
95-12180	Dismiss Without Prejudice
02-09114	Dismiss

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
03-074	Approve
03-077	Approve
03-078	Approve
03-079	Approve
03-080	Approve
03-082	Approve
03-076	Approve
03-086	Approve
03-087	Approve
03-088	Approve
03-066	Approve
03-075	Approve
03-089	Approve
03-090	Approve
03-091	Approve
03-093	Approve
03-094	Approve
03-095	Approve
03-097	Approve (<i>Green dissented</i>)
03-084	Approve
03-092	Approve
03-099	Approve
03-100	Approve
03-103	Approve
03-104	Approve
03-106	Approve
03-107	Approve
03-108	Approve
03-109	Approve
03-105	Approve
03-111	Approve
03-113	Approve
03-114	Approve
03-116	Approve
03-115	Approve

03-117	Approve
03-118	Approve
03-102	Approve
03-119	Approve
03-122	Approve
03-124	Approve
03-125	Approve

Agreed Orders

Case Number

Decision

03-0108 (Shane Brock)

Accept Agreed Order revoking respondent's teaching certificate for a period of five years from date of acceptance by the Board. Reinstatement or re-issuance is expressly conditioned upon respondent's providing written evidence to the board of the completion of any and all treatment recommendations and written evidence that he has no physical or mental incapacity that prevents him from performing duties with reasonable skill, competence or safety.

Vote: Unanimous

03-0110 (Mark King)

Accept Agreed Order revoking respondent's teaching certificate for a period of three years from June 30, 2003. Reinstatement or re-issuance is expressly conditioned upon respondent's providing proof of any educational requirements and written proof that he has successfully completed 12 hours of professional development in the areas of ethics and appropriate teacher/student relationships and/or boundary issues.

Vote: Unanimous

96-0223

(William Melton Moore) teaching certificate. Respondent shall neither apply for nor be issued a teaching certificate at any time in the future.

Vote: Unanimous

03-0344 (Carol Dunman)

Accept Agreed Order admonishing respondent for her display of poor judgment while on duty at the workplace. This agreement is expressly conditioned upon respondent's compliance with the terms of the April 14, 2003 agreement entered into by respondent and Jefferson County Public Schools.

Vote: Unanimous

97-06117 & 02-0792
(Martha McClure)

Accept Agreed Order dismissing respondent's cases without prejudice conditioned upon respondent's providing written evidence to the Board by December 31, 2005 that she has completed all 84 hours of training offered by the Kentucky Leadership Academy. Should respondent fail to satisfy this

condition, both cases shall be reinstated and all certificates automatically suspended.

Vote: Unanimous

02-09121 (Steven Smith) Accept Agreed Order revoking respondent's teaching certificate in the Commonwealth of Kentucky. Respondent shall neither apply for nor be issued a teaching certificate in the Commonwealth of Kentucky, or in any other state or territory of the United States of America.

Vote: Unanimous

02-12151 (Nancy Erp) Accept Agreed Order suspending respondent's teaching certificate for a period of 30 days beginning August 1, 2003 through August 31, 2003.

Vote: Unanimous

99-10265 (Rebecca Damron) Accept Agreed Order revoking respondent's teaching certificate for a period of 20 years beginning January 5, 2001.

Vote: Unanimous

02-0684 (Rebecca Wallace) Accept Agreed Order suspending respondent's teaching certificate for a period of 30 days beginning July 25, 2003 to August 24, 2003.

Vote: Unanimous

02-0687 (Susan Taber) Accept Agreed Order suspending respondent's teaching certificate for a period of 30 days beginning August 2, 2003 to September 1, 2003.

Vote: Unanimous

02-0563 (Carl McGill) Accept Agreed Order permanently revoking respondent's teaching certificate beginning the date of acceptance of this order by the Board.

Vote: Unanimous

02-0207 (Ricky Hamilton) Accept Agreed Order suspending respondent's teaching certificate for a period of two years beginning April 19, 2003. Reinstatement or re-issuance is expressly conditioned upon respondent's submitting proof of compliance with the Diversion Agreement of Daviess District Court, Division 1, Case No. 2-M-01522.

Vote: 12 Yes

1 No (*Ms. Gray*)

Findings of Fact, Conclusions of Law, and Recommended Orders

Case Number

Decision

99-11328 (Conley Minnick)

Adopt the Findings of Fact, and Conclusions of Law, and revoke respondent's school psychologist certificate.

Vote: 12 Yes

1 Recuse (*Mr. Stone*)

Motion made by Dr. Mark Wascisko, seconded by Ms. Robinson to adjourn the meeting.

Vote: Unanimous

The meeting adjourned at 2:30 PM EST.

Next Meeting:

**September 22, 2003
Best Western Hotel
Frankfort, Kentucky**